

Chief Magistrate Brian A. Tsuchida

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

GURSEWAK SINGH,

Defendant.

NO. MJ20-476

COMPLAINT for VIOLATION  
21 U.S.C. § 841(a)(1) and 841(b)(1)(A), and  
18 U.S.C. § 2.

BEFORE the Honorable Brian A. Tsuchida United States Magistrate Judge,  
United States Courthouse, Seattle, Washington.

The undersigned complainant being duly sworn states:

**COUNT 1**

**(Possession of Methamphetamine with Intent to Distribute)**

On or about July 28, 2020, in Blaine, in Whatcom County, in the Western District of Washington, and elsewhere, the defendant, GURSEWAK SINGH, did knowingly and intentionally possess, and aid and abet the possession of, with intent to distribute, methamphetamine, a substance controlled under Schedule II of Title 21, United States Code, Section 812.

It is further alleged that the offense involved 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, its salts, optical and geometric isomers, and salts of isomers.

1 All in violation of Title 21, United States Code, Sections 841(a)(1) and  
2 841(b)(1)(A), and Title 18, United States Code, Section 2.

3 And the Complainant states that this Complaint is based on the following  
4 information:

5 I, Mark I. Pomerantz, being first duly sworn on oath, depose and say:

6 **INTRODUCTION**

7 1. I am a Special Agent ("SA") with the Department of Homeland Security  
8 ("DHS"), U.S. Immigration and Customs Enforcement ("ICE"), Homeland Security  
9 Investigations ("HSI") and have been so employed since May 2008. I am currently  
10 assigned to the Office of the Assistant Special Agent in Charge ("ASAC"), Blaine,  
11 Washington, and am a member of the Border Enforcement Security Taskforce (BEST).  
12 HSI is responsible for enforcing the customs and immigration laws and federal criminal  
13 statutes of the United States. As part of my current duties, I investigate criminal  
14 violations relating to narcotics smuggling and narcotics trafficking which occur around  
15 the international border with Canada.

16 2. The facts set forth in this Complaint are based on my own personal  
17 knowledge; knowledge obtained from other individuals during my participation in this  
18 investigation, including other law enforcement officers; interviews of cooperating  
19 witnesses; review of documents and records related to this investigation; communications  
20 with others who have personal knowledge of the events and circumstances described  
21 herein; and information gained through my training and experience.

22 3. Because this Complaint is submitted for the limited purpose of establishing  
23 probable cause, it does not set forth each and every fact that I or others have learned  
24 during the course of this investigation. I have set forth only the facts that I believe are  
25 necessary to establish probable cause to believe that GURSEWAK SINGH committed  
26 the offense charged, namely, possession of, with intent to distribute, methamphetamine,  
27 in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A), and  
28 Title 18, United States Code, Section 2.

**SUMMARY OF PROBABLE CAUSE**

4. On or about July 28, 2020, at approximately 10:40 p.m., Border Patrol Agent J. Bravomejia was alerted by his dispatcher that two individuals who appeared to be carrying weighted down duffel bags were observed running northbound, just east of the Pacific Highway Port of Entry in Blaine, Washington. Agent Bravomejia responded to the call. When he arrived at the intersection of 15<sup>th</sup> Street and B Street, Blaine, Washington, he observed a silver Nissan Sentra bearing Washington State license plate BOK8733, attempting to back out of the driveway for the residence of No.12 15<sup>th</sup> street, Blaine, Washington. Agent Bravomejia activated the emergency lights of his vehicle and made contact with the driver and sole occupant of the vehicle who was identified by his California driver's license as Gursewak SINGH. Agent Bravomejia asked SINGH what he was doing in the area and SINGH replied that he was trying to make a U-Turn to depart the area. Agent Bravomejia observed a black carrying strap with threads sticking out of it laying on the pavement next to the trunk of SINGH's car.

5. While Agent Bravomejia was encountering SINGH, Agent T. Luc was also responding to the area of 15<sup>th</sup> and B Streets, in Blaine. Upon arrival, Agent Luc observed two males wearing dark clothing walking rapidly away from him and towards Canada. Agent Luc identified himself and ordered the two males to stop. The two males did not comply with Agent Luc's order. Agent Luc then observed the two males throw two duffel bags on the ground and then run across the international border into Canada. Agent Luc recovered the two abandoned duffel bags and observed that one of the bags was missing a carrying strap and that it appeared to have been either broken or torn off. Agent Luc then transported the two duffel bags to Agent Bravomejia's patrol vehicle where he observed the broken carrying strap near the trunk of the vehicle SINGH was driving. Agent Luc observed that the broken strap on the ground near SINGH's vehicle appeared to be the same material as the one missing from the abandoned duffel bag.

6. Border Patrol Canine Handler C. Johnson was dispatched to the scene. Upon arrival at the scene, Agent Johnson asked SINGH for consent to perform a canine

1 sniff on the exterior and interior of the vehicle and SINGH consented. Agent Johnson's  
2 Canine alerted to the trunk of SINGH's vehicle for the presence of narcotics. A  
3 subsequent search of SINGH's vehicle revealed two duffle bags in the trunk of the  
4 vehicle. The duffle bags from the trunk contained clear plastic bags filled with a white  
5 substance which field tested positive for methamphetamine. Each of those bags weighed  
6 23.68 kilograms (52.09 pounds) for a combined weight of 47.36 kilograms (104.19  
7 pounds).

8 7. The two duffle bags abandoned by the men fleeing into Canada were found  
9 to be concealing zip lock bags filled with a white crystal like substance which field tested  
10 positive for methamphetamine. The weights of those two bags were 26.98 kilograms and  
11 25.44 kilograms for a combined weight of 52.42 kilograms (115.32 pounds). The  
12 combined weight of all the bags was 99.78 kilograms (219.52 pounds).

### 13 CONCLUSION

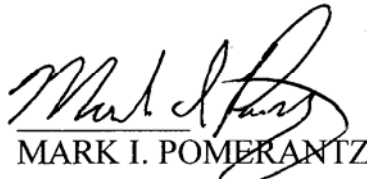
14 8. Based on the above-stated facts, I respectfully submit that there is probable

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1 cause to believe that GURSEWAK SINGH committed the offense charged in this  
2 Complaint.

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6 MARK I. POMERANTZ  
7 Special Agent  
8 Homeland Security Investigations

9 Based on the Complaint and Affidavit sworn to before me, and subscribed in my  
10 presence, the Court hereby finds that there is probable cause to believe the Defendant  
11 committed the offense set forth in the Complaint.

12 DATED this 29th day of July, 2020.

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16 BRIAN A. TSUCHIDA  
17 United States Magistrate Judge  
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